

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55759 of 2019

Arising Out of PS. Case No.-236 Year-2018 Thana- KHAGARIA COMPALINT CASE
District- Khagaria

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Bibhu Kumar Bharti @ Vibhu Kumar Bharti, Aged about 33 years, Male, S/o
Late Awadh Kishore Singh, R/o village- Mahaddipur, P.S.- Pasraha, District-
Khagaria

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Anjali Kumari, Aged about 24 years, Female, W/o Bibhu Kumar Bharti, D/o
Ram Sagar Mahton, R/o village- Haripur, P.S.- Alauli, District- Khagaria

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Syed Masleh Uddin Ashraf
For the Opposite Party/s : Mr.Ashraf Ansari

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 06-09-2019 Heard learned counsel for the petitioner, learned

Additional Public Prosecutor for the State as well as learned

counsel appearing on behalf of the complainant.

Petitioner apprehends his arrest in Complaint Case
No.236C of 2018, registered under Section 498A of the Indian
Penal Code and 3 and 4 of the Dowry Prohibition Act.

The complainant, wife of the petitioner, made allegation
of demand of dowry and torture but the learned counsel for the
petitioner submits that the petitioner is ready to keep his wife with
all honour and dignity. On account of some petty dispute, the wife
lodged this case.

Learned counsel for the complainant also submits that



the wife is also willing to restore conjugal relations.

Taking into consideration the facts that the petitioner and his wife are willing to restore their conjugal relations, petitioner is directed to surrender in the court below within four weeks from today on receipt of this order and on such the learned court below shall enlarge the petitioner on provisional bail for four months on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned S.D.J.M., Khagaria in connection with Complaint Case No.236C of 2019, subject to the conditions laid down under Section 438(2) of the Code of Criminal Procedure. Thereafter the learned court below shall take efforts for resolution of the disputes between the husband and the wife. If the petitioner keeps his wife with all honour and dignity, the provisional bail granted to the petitioner shall be confirmed. If the petitioner refuses to keep his wife without any fault of the wife, the learned court below shall pass order on the provisional bail of the petitioner immediately after four months in accordance with law.

(Prabhat Kumar Jha, J)

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